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JOHN G. PETERSON
PETERSON AND BRYNAN
8530 Wilshire Boulevard, Suite 407
Beverly Hills, California 90211
(213) 659-9965

Attorneys for Plaintiff and Cross-Defendant
CHURCH OF SCIENTOLOGY OF CALIFORNIA

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF LOS ANGELES

CHURCH OF SCIENTOLOGY OF CALIFORNIA, a California Corporation,)	Case No. C 420153
)	(Severed Action)
Plaintiff,)	
v.)	NOTICE OF DEPOSITION OF GERALD ARMSTRONG AND SUBPOENA DUCES TECUM
GERALD ARMSTRONG, et al.,)	[C.C.P. Sections 1985 et seq. and 2019]
Defendants.)	
_____)		
AND RELATED CROSS-ACTION.)	
_____)		

TO: CROSS COMPLAINANT AND TO HIS ATTORNEY OF RECORD:
PLEASE TAKE NOTICE that Cross-Defendant CHURCH OF SCIENTOLOGY OF CALIFORNIA, by and through its attorneys, will take the deposition of Gerald Armstrong on October 16 and 17, 1986, beginning at 9:00 a.m. daily, or at such other dates as are mutually agreed upon by the parties, at the offices of Geller and Weinberg, 80 Boylston Street, Boston, Massachusetts 02116, telephone number (617) 482-5200. The deposition will take place before a Notary Public or before some other officer authorized by law to administer oaths in the State of

1 California. This deposition will continue from day to day,
2 Saturdays, Sundays and holidays excluded, until completed or
3 as otherwise agreed to by the parties.

4 PLEASE TAKE FURTHER NOTICE that pursuant to California
5 Code of Civil Procedure Sections 1985, et seq. and 2019, Gerald
6 Armstrong will be required to produce and permit the inspection
7 and duplication of the originals of the items described in the
8 attached declaration and subpoena duces tecum at the
9 deposition.

10 DATED: October 1, 1986

Respectfully submitted,
PETERSON AND BRYNAN

11
12 By: 
13 JOHN G. PETERSON

14 Attorneys for Cross-Defendant
15 CHURCH OF SCIENTOLOGY OF
16 CALIFORNIA
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8 Attorneys for Plaintiff and Cross-Defendant
9 CHURCH OF SCIENTOLOGY OF CALIFORNIA

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SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF LOS ANGELES

10 CHURCH OF SCIENTOLOGY OF)
11 CALIFORNIA, a California)
12 Corporation,)

12 Plaintiff,)

13 v.)

14 GERALD ARMSTRONG, et al.,)

15 Defendants.)

16 AND RELATED CROSS-ACTION.)
17

Case No. C 420153

(Severed Action)

DECLARATION SUPPORTING
ISSUANCE OF SUBPOENA DUCES
TECUM RE: DEPOSITION OF
GERALD ARMSTRONG

18 I, John G. Peterson, do hereby declare as follows:-

19 1. I am one of the attorneys of record herein for Cross-
20 Defendant Church of Scientology of California.

21 2. I believe that Gerald Armstrong has in his possession or
22 under his control, the following described documents, records
23 and/or physical evidence:

24 a. Originals or complete copies of any and all books,
25 manuscripts, articles, stories, poems, or drafts of any of the
26 aforesaid, written by Armstrong from 1970 to the present.

27 b. Original copies of the pamphlets, books and booklets
28 listed in Paragraph 10 of the Third Amended Cross-Complaint

1 For Damages.

2 c. In the event Armstrong does not intend to introduce as
3 evidence at the trial of this matter his original copy of each
4 of the pamphlets, books, and booklets described in Paragraph 10
5 of the Third Amended Cross-Complaint, the actual copies of
6 those pamphlets, books and booklets he does intend to
7 introduce as evidence.

8 d. Originals or copies of all of Cross-Complainant's
9 cancelled checks from 1975 to the present. If so desired, the
10 name of the payee and bank account number may be redacted from
11 each of the checks.

12 e. Any and all drawings, paintings, charcoals, sketches,
13 or other artistic works created by Cross-Complainant from 1980
14 to the present.

15 f. Any and all of Cross-Complainant's medical, dental,
16 psychiatric and/or psychological records from 1960 to the
17 present.

18 g. Any and all of Cross-Complainant's educational records
19 from 1960 to the present.

20 h. Any and all correspondence from members of Cross-
21 Complainant's immediate family, including, but not limited to,
22 his mother, father, brothers, sister, and/or wives, to Cross-
23 Complainant from 1970 to the present.

24 i. Any and all copies of any correspondence from
25 Cross-Complainant to members of his immediate family, as are
26 more fully described in Paragraph 2.i. above, that is
27 currently in Cross-Complainant's possession or which he can
28 readily obtain access to.

1 j. Any and all correspondence in Cross-Complainant's
2 possession to or from him and any of the following persons:
3 Laurel Sullivan, Omar Garrison, Joseph Flanagan, LaVenda Van
4 Schaick (Dukoff), Eddie Walters, Tonja Burden, Howard Schomer,
5 Jim and/or Nancy Dincalci, Mike and/or Kima Douglas, Bent
6 Corydon, Julie Christofferson-Titchbourne, Martin Samuels.

7 k. Any and all tape recordings, whether cassettes or
8 reel to reel, in Cross-Complainant's possession, custody or
9 control which depict the voices of any present or former
10 members of the Church of Scientology and which concern or
11 relate in any way to the Church of Scientology and/or L. Ron
12 Hubbard.

13 l. Copies of Cross-Complainant's income tax returns for
14 each year from 1966 to the present.

15 m. Original or complete copies of each and every
16 document which Cross-Complainant alleges is defamatory of him
17 and which he intends to rely upon at the trial of this matter.

18 n. Original or copies of each and every insurance claim
19 Cross-Complainant has filed with any insurer or insurance
20 company from 1980 to the present.

21 o. Any and all bank statements for all bank accounts or
22 trust accounts standing in Cross-Complainant's name alone or
23 his name along with others in the States of California,
24 Massachusetts, Oregon, or in Canada from 1980 to the present.

25 p. Copies of all stock certificates, bonds, certificates
26 of deposit and/or bank books presently standing in Cross-
27 Complainant's name, either individually or jointly with some
28 other person.

1 q. The original or a complete copy of the small, black
2 book which Cross-Complainant carried on November 7, 1984 as
3 depicted in the videotape recording of Cross-Complainant
4 exhibited during the trial of Christofferson v. Church of
5 Scientology.

6 r. The original of any and all diaries or daily
7 reminders or other such notebooks which Cross-Complainant has
8 made from 1975 to the present.

9 s. Any and all lists of potential book titles which
10 Cross-Complainant has made.

11 t. Any and all correspondence between Cross-Complainant
12 and any book publisher, magazine editor, or movie producer or
13 studio.

14 u. Any and all contracts or proposed contracts between
15 Cross-Complainant and any book publisher, magazine editor, or
16 movie producer or studio.

17 v. True, accurate, and complete copies of each and every
18 document upon which Cross-Complainant intends to rely to
19 demonstrate or prove the "written directives and polic[ies]"
20 alleged in Paragraph 9 of the Third Amended Cross Complaint.

21 w. Receipts for each book, booklet or pamphlet as
22 described in Paragraph 10 of the Third Amended Cross Complaint
23 which Cross-Complainant claims to have purchased.

24 x. True and accurate copies of each and every
25 Suppressive Person Declare made or issued by Cross-Defendant
26 against Cross-Complainant upon which Cross-Complainant intends
27 to rely at the trial of this matter.

28 y. Any and all documents upon which Cross-Complainant

1 intends to rely to prove the alleged tortious conduct against
2 him by each person denominated in the Third Amended
3 Cross-Complaint as one of "Does 1 through 100".

4 z. Any and all documents upon which Cross-Complainant
5 intends to rely to prove each instance of physical damage he
6 alleges to have suffered as a direct or indirect consequence
7 of the act(s) of the Cross-Defendant.

8 aa. Any and all documents upon which Cross-Complainant
9 intends to rely to prove each instance of emotional, mental
10 and/or psychological damage he alleges to have suffered as a
11 direct or indirect consequence of the act(s) of
12 Cross-Defendant.

13 bb. Any and all documents, including but not limited to
14 police reports and/or insurance claim forms, which in any way
15 would support Cross-Complainant's allegations in Paragraph 26
16 of the Third Amended Cross-Complaint that materials were
17 stolen from him by Cross-Defendants,

18 cc. Any and all documents upon which Cross-Complainant
19 intends to rely to support his allegations in Paragraph 26 of
20 the Third Amended Cross-Complaint that he was harassed.

21 dd. Any and all documents upon which Cross-Complainant
22 intends to rely to support his allegations of being followed
23 and/or surveilled as alleged in Paragraph 26 of the Third
24 Amended Cross-Complaint.

25 ee. Any and all documents upon which Cross-Complainant
26 intends to rely to support his allegations of being pushed and/
27 or assaulted as alleged in Paragraph 26 of the Third Amended
28 Cross-Complaint.

1 ff. Any and all documents which would tend to support
2 Cross-Complainant's allegations of contracts breached by or
3 interfered with by Cross-Defendants as alleged in Paragraphs
4 37 through 42 and Paragraphs 45 through 48 of the Third
5 Amended Cross-Complaint.

6 gg. Any and all documents which would tend to support
7 Cross-Complainant's allegation(s) that the "Fair Game Doctrine"
8 was applied against him.

9 hh. Any and all documents upon which Cross-Complainant
10 intends to rely to support his allegations in Paragraph 28 of
11 the Third Amended Cross-Complaint that he has been injured in
12 his health, strength and activity by the act(s) of
13 Cross-Defendant.

14 ii. Any and all documents upon which Cross-Complainant
15 intends to rely to support his allegations in Paragraph 28 of
16 the Third Amended Cross-Complaint that he sustained shock and
17 great emotional and psychological distress as a direct or
18 indirect consequence of the act(s) of Cross-Defendants.

19 jj. Any and all documents which would tend to support
20 Cross-Complainant's allegations that his injuries will result
21 in some permanent disability to him as alleged in Paragraph 28
22 of the Third Amended Cross-Complaint.

23 kk. Any and all documents evidencing, relating to or
24 referring to Cross-Complainant's experiences in or knowledge
25 of the Church of Scientology which have been sent to or by
26 Cross-Complainant by or to any law enforcement official
27 including, but not limited to, representatives or agents of
28 local police departments, the Federal Bureau of Investigation,

1 the Internal Revenue Service, State Attorney Generals, and
2 Assistant United States Attorneys.

3 ll. Any and all reports, notes, summaries or other
4 writings Cross-Complainant intends to rely upon which have been
5 made by any expert witness, or the agents, servants or
6 employees of any expert witness, in preparation for rendering
7 testimony in this matter.

8 mm. Any and all life insurance policies, whether owned
9 by Cross-Complainant or not, in which Cross-Complainant is the
10 named insured.

11 nn. Receipts for each course or counselling ("auditing")
12 which Cross-Complainant claims to have purchased from any
13 Church of Scientology.

14 3. Said documents, records and/or physical evidence are
15 material to the issues in this case because Gerald Armstrong's
16 Third Amended Cross-Complaint includes causes of action for
17 fraud, intentional infliction of emotional distress, libel,
18 breach of contract and tortious interference with contract and
19 refers to events spanning over a fifty year time period. For
20 example, Cross-Complainant's fraud and breach of contract
21 claims refer to L. Ron Hubbard's background, accomplishments
22 and activities in the Church of Scientology; and the claims
23 for fraud, intentional infliction of emotional distress and
24 breach of contract involve Cross-Complainant's present and
25 past mental, emotional, and physical states, educational
26 status, employment history and capabilities, and financial
27 status.

28 4. Good cause exists to require the person named above to

1 produce the documents, records and/or physical evidence
2 described above, in that it is necessary that I inspect and/or
3 copy same in order to prepare this case effectively for trial
4 to prevent surprise at trial; and there is no alternative
5 source for such information.

6 I declare under penalty of perjury under the laws of the
7 State of California that the foregoing is true and correct.

8 Executed this 1st day of October, 1986 in Los Angeles,
9 California.

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12 JOHN G. PETERSON
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VERIFICATION

STATE OF CALIFORNIA, COUNTY OF

I have read the foregoing _____ and know its contents.

CHECK APPLICABLE PARAGRAPH

I am a party to this action. The matters stated in it are true of my own knowledge except as to those matters which are stated on information and belief, and as to those matters I believe them to be true.

I am an Officer a partner _____ a _____ of _____

a party to this action, and am authorized to make this verification for and on its behalf, and I make this verification for that reason. I have read the foregoing document and know its contents. The matters stated in it are true of my own knowledge except as to those matters which are stated on information and belief, and as to those matters I believe them to be true.

I am one of the attorneys for _____, a party to this action. Such party is absent from the county of aforesaid where such attorneys have their offices, and I make this verification for and on behalf of that party for that reason. I have read the foregoing document and know its contents. I am informed and believe and on that ground allege that the matters stated in it are true.

I declare under penalty of perjury under the laws of the United States of America and the State of California that the foregoing is true and correct.

Executed on _____, 19 _____, at _____ California.

Signature

ACKNOWLEDGMENT OF RECEIPT OF DOCUMENT
(other than summons and complaint)

Received copy of document described as _____
on _____, 19 _____.

Signature

PROOF OF SERVICE

STATE OF CALIFORNIA, COUNTY OF

I am employed in the county of Los Angeles, State of California.

I am over the age of 18 and not a party to the within action; my business address is: 1404 N. Catalina,
Los Angeles, CA 90027

On October 2 1986, I served the foregoing document described as NOTICE OF DEPOSITION
OF GERALD ARMSTRONG AND SUBPOENA DUCES TECUM; DECLARATION SUPPORTING
ISSUANCE OF SUBPOENA DUCES TECUM

_____ on all parties
in this action by placing a true copy thereof enclosed in a sealed envelope with postage thereon fully prepaid in the United States mail at: _____

addressed as follows:

Julia Dragojevic
CONTOS & BUNCH
5855 Topanga Canyon Blvd. Suite 400
Woodland Hills, CA 91367

(BY MAIL) I caused such envelope with postage thereon fully prepaid to be placed in the United States mail at _____, California.

(BY PERSONAL SERVICE) I caused such envelope to be delivered by hand to the offices of the addressee.
Executed on October 2, 1986 at Los Angeles, California.

(State) I declare under penalty of perjury under the laws of the State of California that the above is true and correct.
 (Federal) I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

Signature